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Loredana Abramo

Abramo-1

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05/01/2006

FAY SHARPE/LUCENT  
1100 SUPERIOR AVE  
SEVENTH FLOOR  
CLEVELAND, OH 44114

EXAMINER

HUYNH, CONG LAC T

ART UNIT

PAPER NUMBER

2178

DATE MAILED: 05/01/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

## Office Action Summary

Application No.

09/483,745

Applicant(s)

ABRAMO, LOREDANA

Examiner

Cong-Lac Huynh

Art Unit

2178

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 03 February 2006.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-12 and 15-22 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-12 and 15-22 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)  | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

### **DETAILED ACTION**

1. This action is responsive to communications: response filed 2/3/06 to the application filed on 1/17/00.
2. Claims 1-12, 15-22 are pending in the case. Claims 1, 7, 15, and 19 are independent claims.
3. The rejections of claims 1-12, 15-22 under 35 U.S.C. 103(a) as being unpatentable over McDuff in view of Probert have been withdrawn in view of Applicants arguments.

#### ***Claim Rejections - 35 USC § 103***

4. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

5. Claims 1, 7-8, 10, 12, 15, 18-20, 22 are rejected under 35 U.S.C. 103(a) as being unpatentable over McDuff et al. (US Pat App Pub No. 2001/0012356, 8/9/01, filed 9/30/97) in view of Probert, Jr. et al. (US Pat No. 6,549,918 B1, 4/15/03, filed 9/21/98).

Regarding independent claim 1, McDuff discloses:

- receiving raw switch data from a digital switching system, the raw switch data is stored by the digital switching system in a switch database ([0007], [0033]: receiving raw data from switching mechanism included in the telecommunication system and generating events about calling activity based on the raw data

implies that the telecommunication system includes the digital switching system with a switch database for storing the received raw switch data to be processed)

- storing the call information which is the raw cellular information in a table ([0083]-[0086])

Mcduff does not disclose:

- converting said raw data into a format compatible with a predefined spreadsheet program
- outputting converted data to and storing said converted data in at least one predefined workbook of said spreadsheet program

Probert discloses:

- converting said raw data into a format compatible with a predefined spreadsheet program (figure 2 and col 8, lines 17-59: the network system includes the dynamic conversion filter driver to *convert data from one format to another*, including providing data *in spreadsheet format* where the data to be converted is from the server)

It would have been obvious to one of ordinary skill in the art at the time of the invention was made to have combined Probert into Mcduff since Probert discloses the benefit of converting data in one format to the spreadsheet format applied in the network system, providing the advantage to incorporate into Mcduff for converting the raw data stored in the switch database the table format in Mcduff into the spreadsheet format for easily performing calculations relating to business data.

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Mcduff and Probert do not disclose outputting converted data to and storing said converted data in at least one predefined workbook of said spreadsheet program.

However, it would have been obvious to one of ordinary skill in the art at the time of the invention was made to have modified Mcduff and Probert to include said outputting and storing features since it was well known in the art that once the data is converted into a format such as spreadsheet, the data is displayed at the client, which is a form of outputting data, and the data is stored in the memory for later use. The combination of the outputting and storing features to Mcduff and Probert would help providing and checking data when needed and keeping the received data for later use.

Independent claim 7 is for an apparatus of method claim 1, and is rejected under the same rationale.

Regarding claim 8, which is dependent on claim 7, Mcduff and Probert do not explicitly disclose the operation of said data receiver, data converter and data output device are adapted to be triggered via a user's "Make Workbook" command. However, it would have been obvious to one of ordinary skill in the art at the time of the invention was made to have modified Probert to include the user's Make Workbook command since it was well known that spreadsheet has the command such as AutoFormat for formatting a workbook, which is a form of the Make Workbook command.

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Regarding claim 10, which is dependent on claim 1, Mcduff further discloses that the raw switch data includes recent change and verify data ([0067], [0071]).

Claim 12 is for an apparatus of method claim 10, and is rejected under the same rationale.

Regarding independent claim 15, Mcduff discloses:

- receiving raw switch data from a digital switch ([007], [0033], [0039])
- storing the raw switch data, which is the call information, in a table ([0082]-[0086])

Mcduff does not disclose:

- converting said raw data into a format compatible with a predefined spreadsheet program
- outputting converted data to and storing said converted data in at least one predefined workbook of said spreadsheet program

Probert discloses:

- converting said raw data into a format compatible with a predefined spreadsheet program (figure 2 and col 8, lines 17-59: the network system includes the dynamic conversion filter driver to *convert data from one format to another*, including providing data *in spreadsheet format* where the data to be converted is from the server)

It would have been obvious to one of ordinary skill in the art at the time of the invention was made to have combined Probert into Mcduff since Probert discloses the benefit of converting data in one format to the spreadsheet format applied in the network system, providing the advantage to incorporate into Mcduff for converting the raw data stored in the switch database the table format in Mcduff into the spreadsheet format.

Mcduff and Probert do not disclose outputting converted data to and storing said converted data in at least one predefined workbook of said spreadsheet program.

However, it would have been obvious to one of ordinary skill in the art at the time of the invention was made to have modified Mcduff and Probert to include said outputting and storing features since it was well known in the art that once the data is converted into a format such as spreadsheet, the data is displayed at the client, which is a form of outputting data, and the data is stored in the memory for later use. The combination of the outputting and storing features to Mcduff and Probert would help providing and checking data when needed and keeping the received data for later use.

Regarding claim 18, which is dependent on claim 15, Mcduff further discloses that the raw switch data includes recent change and verify data ([0067], [0071]).

Claims 19 and 22 are for an apparatus of method claims 15 and 18, and are rejected under the same rationale.

Claim 20 includes the same limitation of apparatus claim 8, and is rejected under the same rationale.

6. Claims 2-3, 9, 11, 17, 21 are rejected under 35 U.S.C. 103(a) as being unpatentable over Mcduff in view of Probert as applied to claim 1 above, and further in view of Boyle et al. (US Pat No. 5,661,789, 8/26/97).

Regarding claim 2, which is dependent on claim 1, Mcduff discloses:

- prior to said receiving, converting and outputting steps, installing said digital switch (0033], [0039]: the fact that the call center includes switching mechanism for switching the call data implies that a digital switch is installed in the system for performing the switching function)

Mcduff and Probert do not disclose:

- performing said receiving, converting and outputting steps as part of a New Product Introduction test

Boyle discloses a new product testing is performed at a digital switch where raw data is received (col 1, line 60 to col 2, line 39).

It would have been obvious to one of ordinary skill in the art at the time of the invention was made to have combined Boyle into Mcduff and Probert since performing new product testing at the digital switch in Boyle would provide the advantage to include in Mcduff and Probert for using various data including product testing data at the digital switch for various service purposes.



Regarding claim 3, which is dependent on claim 1, Mcduff discloses:

- prior to said receiving, converting and outputting steps, installing said digital switch ([0033], [0039]: the fact that the call center includes switching mechanism for switching the call data implies that a digital switch is installed in the system for performing the switching function)

Mcduff does not disclose:

- performing said receiving, converting and outputting steps as part of a Customer Acceptance test

Boyle discloses:

- performing said receiving, converting and outputting steps as part of a Customer Acceptance test (col 1, lines 55-60, col 2, lines 40-57)

It would have been obvious to one of ordinary skill in the art at the time of the invention was made to have combined Boyle into Mcduff and Probert since performing customer acceptance test at the digital switch in Boyle would provide the advantage to include in Mcduff and Probert for using various data including product testing data at the digital switch for various service purposes.

Regarding claim 9, which is dependent on claim 1, Mcduff does not disclose that the switch data includes testing data, which is one of hardware change data, software change data, switching activity data, *testing data*, troubleshooting data, and new product installation data.

Boyle discloses a new product testing is performed at a digital switch where raw data is received (col 1, line 60 to col 2, line 39).

It would have been obvious to one of ordinary skill in the art at the time of the invention was made to have combined Boyle into Mcduff and Probert since performing new product testing at the digital switch in Boyle would provide the advantage to include in Mcduff and Probert for using various data including product testing data at the digital switch for various service purposes.

Claim 11, which is dependent on claim 7, include the same limitations as in claim 9, and is rejected under the same rationale.

Claim 17 includes the same limitations as in claim 9, and is rejected under the same rationale.

Claim 21 is for an apparatus of method claim 9, and is rejected under the same rationale.

***Allowable Subject Matter***

7. Claims 4-6, 16 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

***Conclusion***

8. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Freese et al. (US Pat No. 5,291,543).

Beamish et al. (US Pat No. 6,865,216).

Chafe (US Pat App Pub No.2001/0054097).

Sheffield (US Pat No 5,832,481).

Lyons (US Pat No 5,623,656).

Gupta et al. (US Pat No. 6,226,516).

Kredo (US Pat No 6,714,637).

Desmond et al. (US pat No 6,269,337).

Vaitzblit (US Pat App Pub No 2002/0007363).

9. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Cong-Lac Huynh whose telephone number is 571-272-4125. The examiner can normally be reached on Mon-Fri (8:30-6:00).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Stephen Hong can be reached on 571-272-4124. The fax phone number for the organization where this application or proceeding is assigned is 571-273-4125.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Cong-Lac Huynh  
Primary Examiner  
Art Unit 2178  
04/20/06